THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO): (a) and (b) Price fixation/ revision of formulations based on scheduled bulk drugs is done in accordance with the provisions of DPCO, 1987, which is an on going process. The Prices of formulations based on indigenously produced bulk drugs are fixed/revised on the basis of actual purchase price or the notified price of the bulk drugs whichever is lower/and on the weighted average landed price or actual procurement price whichever is lower in the case of formulations based on substantially or wholly imported bulk drugs.

(c) After the promulgation of DPCO' 1987, the BICP has submitted report on cost-cum-technical studies in respect of 82 indigenously produced scheduled bulk drugs. Out of the 142 bulk drugs, under price control, at present 38 bulk drugs are reported to be either not manufactured in the country or being substantially imported and for the remaining bulk drugs and the bulk drugs for which validity period has expired fresh cost-cum-technical studies have been initiated by BICP, which is an on going process.

(d) and (e) Market prices of bulk drugs are dependent on a variety of commercial factors. However, in whichever case, difference in the market prices and the notified prices is substantial for a considerable length of time, corrective measures are initiated.

Fixation of ceiling prices of formulations

6873. SHRI H. HANUMANTHAPPA:
SHRI RAJNI RANJAN SAHU:
SHRI ANANT RAM JAISWAL:

Will the Minister of CHEMICALS AND FERTILIZERS be pleased to state:

(a) whether it is a fact that the Ministry has fixed ceiling prices for about 300 packs under DPCO, 1987;

(b) what is the ceiling price currently fixed for each pack and when was it fixed/ revised last;

(c) whether it is fact that several formulations are being sold above the ceiling prices in the market and if so, what are their details;

(d) who keeps watch and reviews the ceiling prices and whether 8 per cent incidentals on bulk drugs have been allowed in the case of all the ceiling prices; and

(e) whether there are any ceiling prices where 8 per cent incidentals on bulk drugs have not been allowed; if so, the names of such formulations?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO): (a) to (e) The packs for which ceiling prices have been fixed/revised under DPCO 1987 are around 400. These have been notified in the Official Gazette from time to time. The fixation/ revision and the implementation of the prices of formulations, including those of ceiling packs, are done in accordance with the provisions of DPCO, 1987.

Review Committee for DPEA

6874. SHRI H. HANUMANTHAPPA:
SHRI RAJNI RANJAN SAHU:

Will the Minister of CHEMICALS AND FERTILIZERS be pleased to state:

(a) whether it is a fact that review committee for DPEA set up by the Ministry has been asked to work out liabilities under Drug Price Control Order, 1979 only and not for the full period for which the liabilities are due; and

(b) if so, the reasons therefor and the steps taken to enlarge the scope of the Committee ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO

FALEIRO): (a) and (b) The terms of reference of the Three Members Committee costituted to review the etire matter of recoveries from the drug companies are contained in the resolution published in the official Gazette on 21-3-1994 copy of which is available in the Library of the Parliament. Government is making all efforts to recover the amount of liability due from companies for the entire relevant period.

Cases of M/s. Rhone Poulanc and M/s. Boots

6875. SHRI H. HANUMANTHAPPA: Will the Minister of CHEMICALS AND FERTILIZERS be pleased to state:

(a) whether the case of M/s. Rhone Poulanc relating to recovery in respect of Metronidazole under Para 7(2) is identical to the case of M/s. Boots who paid their liability into DPEA;

(b) what are the main points raised by this company on which Law Ministry's opinion has been sought;

(c) whether opinion on these points is already available with the Ministry and why opinion on these points has been sought again; and

(d) whether the Ministry has got the details which were asked for from this company and if not, how they have been let off and allowed to side track the issue ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO): (a) Yes, Sir.

(b) to (d) In case of M/s. Rhone Poulanc, the company has not provided the requisite data/details and had requested for personal hearing which was granted to them in June '93 in which the company had raised certain specific legal issues on which the opinion of Ministry of Law, Justice & Company Affairs is essential. After receiving their opinion, the liability will be worked out and further necessary action taken in the matter. The recovery from this company shall be made as per the provisions of the Law.

Criteria of 1989-90 turnover for review of drug policy

6876. SHRI H. HANUMANTHAPPA: Will the Minister of CHEMICALS AND FERTILIZERS be pleased to refer to answer to Unstarred Question 450 given in the Rajya Sabha on the 24th February, 1994 and state:

(a) whether criteria of 1989-90 turnover for review of drug policy is not being applied to omit newer drugs of multi-nationals;

(b) why is then 1989-90 turnover taken as the base year and not 1992-93 or 1993-94 turnover as base year;

(c) whether the data for the year 1990-91 1992-93 and 1993-94 is not available with the Ministry or there are some other specific reasons; what is the correct position; and

(d) what precisely are the reasons for omitting drugs like Cefotaxim. Cefadroxil, Fortum, Cifran, Pentoxyfylline from price control and what are the names of other newer drugs not covered under price control and what is the annual turnover of each, per year, during the last three years?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO): (a) to (d) All the aspects, including the basis on which drugs should be listed for price control, form part of the Review of Drug Policy, 1986 and final decisions are yet to be taken.

Affairs of Sindri and Barauni Fertilizer Units

6877. SHRI CHATURANAN MISHRA: Will the Minister of CHEMICALS AND FERTILIZERS be pleased to state:

(a) whether it is a fact that the Minister for Fertilizers and Chemicals